IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF DELAWARE

NATIONAL LABOR RELATIONS BOARD,

:

Petitioner,

Misc. A. No. 05-71 GMS

v. :

JOHN BOYD and ACTION TEMPORARY : EMPLOYMENT a/k/a ACTION MULTI-CRAFT, :

:

Respondent.

NOTICE OF DISMISSAL

PLEASE TAKE NOTICE that the above-captioned action is dismissed by the Petitioner, without prejudice, pursuant to Rule 41(a)(1)(i) of the Federal Rules of Civil Procedure.

Respectfully submitted,

COLM F. CONNOLLY United States Attorney

By: /s/ Douglas E. McCann

Douglas E. McCann (#3852) Assistant United States Attorney 1007 Orange Street, Suite 700 P.O. Box 2047 Wilmington, Delaware 19899-2046 (302) 573-6277 douglas.mccann@usdoj.gov

Attorneys for Plaintiff

DATED: December 14, 2005